

**DENTAL QUALITY ASSURANCE COMMISSION**  
**BUSINESS MEETING MINUTES**  
**THURSDAY, July 26, 2007**

**MEMBERS PRESENT**

Mark Koday, DDS, Chair  
Pramod K. Sinha, DDS, Vice Chair  
Abdul Alkezweeny, PhD., Public Member  
Padmaraj Angolkar, DDS  
Robert Faine, DDS  
Karen Homitz, DDS  
Bernard Nelson, Public Member  
Jessica Saepoff, DDS  
Russell B. Timms, DDS

**STAFF PRESENT**

Joy King, Executive Director  
Lisa Anderson, Health Services Consultant 3,  
Program Management  
Taylor Stair, Acting Health Services  
Consultant 3, Case Management  
Jennifer Bressi, Health Services Consultant 3,  
Program Management  
Sandra Adix, Assistant Attorney General  
Advisor  
Mark Triplett, Staff Attorney  
Chris Swanson, Staff Attorney  
Mike Brown, Staff Attorney  
Andy Fernando, Regulatory Affairs Manager  
Kris Reichl, HPQA, Rules Coordinator

**MEMBERS ABSENT**

Robert Achterberg, DDS (Appointed 7/5/07)  
Terry Hauck, MD, DDS  
Fred Quarnstrom, DDS  
Marshall Titus, DDS  
Andy Vorono, DDS (Appointed 7/5/07)

**OTHERS PRESENT**

Bracken Killpack, Washington State Dental  
Association  
Cindy Gideon, AAG, Attorney General's  
Office  
Melissa Johnson, Washington State Dental  
Hygienists' Association/Willamette Dental  
Colleen Gaylord, RDH, Washington State  
Dental Hygienists' Association  
Terre Harris, Harris Biomedical  
Dan Wells, Harris Biomedical  
Joan Martin, Washington State Dental  
Assistant's Association (WSDAA)/Dental  
Assistant Educator  
David Minahan, DDS – Washington State  
Dental Association

**OPEN SESSION – 5:30 p.m.**

**1. CALL TO ORDER:** Mark Koday, DDS, Chair called the meeting to order at 5:35 p.m.

- Introduction of Audience: The audience introduced themselves.
- Approval of Business Meeting Agenda: Approved as presented.
- Approval of the June 7, 2007 business meeting minutes: Approved as presented.
- Approval of the June 8, 2007 Panel A & B minutes: Approved as presented.

**2. RULES HEARING: WAC 246-817-450 Definitions, and WAC 246-817-460 Sexual Misconduct Rules for Dentists.**

Mark Koday, DDS, Chair, called the rules hearing to order at 6:04 p.m. The proposed rules were filed as a supplemental notice to WSR# 06-21-105, under WSR #07-13-098 on June 20, 2007. One stakeholder provided oral testimony in favor of the proposed rules and there were no other stakeholder comments received either via mail or via the department's rules website. Following the hearing the commission voted to adopt the rules as proposed. Staff will prepare the CR-103 packet for filing with the Code Revisers Office. The rules will become effective thirty-one days after filing.

**3. PRESENTATIONS:**

- Ms. Sandra Adix, AAG Advisor presented a Power point overview of the Open Public Meetings Act, Chapter 42.30 RCW. Ms. Adix reminded the commission that the "Public's business should be conducted in front of the public's eyes.". She presented concepts and definitions for special meetings, e-mailing and conducting conversations outside of business meeting, executive session, and other topics which the commission should know.
- Discussion on Basic Life Support (BLS) Certification and which staff provide "direct patient care" in the dental office. Dr. Karen Homitz and Lisa Anderson will draft a proposed definition of "direct patient care" to present at the September 13, 2007 meeting.

**4. PROGRAM REPORT:** Joy King, Executive Director; Lisa Anderson, Health Services Consultant, Jennifer Bressi, Health Services Consultant, Taylor Stair, Disciplinary Manager; Staff Attorneys.

- **Interim Operating Report:** May and June 2007 interim operating reports were presented. Ms. Anderson reported that fee studies are still underway, and that the 2007-2009 biennial program budgets should be distributed in late fall.
- **SHB1099** – Regulating certain dental professions: Dental Assistants and Expanded Function Dental Auxiliaries – Staff reported that the Pre-proposal Statement of Inquiry, (CR-101) was filed on July 26, 2007. WSDA, in collaboration with stakeholders including: dental hygiene educators; dental assistant educators; dentists; and others, provided numerous recommendations regarding the implementation of the Expanded Function Dental Auxiliary portion of the legislation. Their recommendations will be presented at the September meeting. The commission selected a subcommittee to coordinate implementation of this legislation. The committee includes Drs. Koday, Angolkar, Saepoff, Timms, Homitz, and Bernie Nelson. The committee will assist with both the Dental Assisting and Expanded Function Dental Auxiliary rules development.
- **SHB1298** – Regarding employment of dental hygienist in health care facilities and sealant programs in schools and senior centers.

- **Proposed Legislation:** The WSDA indicated its willingness to present a resolution to its House of Delegates in September, to propose legislation to increase the size of DQAC. The commission reviewed several options and determined that the addition of 3 dentists, 1 expanded function dental auxiliary and 1 additional public member as proposed by the WSDA would help to manage and better distribute the workload. The Commission directed staff to craft a response to WSDA with a copy to Mary Selecky, the Secretary of Health, indicating that an on-staff dental consultant would also be a valued resource.
- **Staff Updates:**  
Ms. Jennifer Bressi has returned to Section 3 as a Health Services Consultant 3. She will manage the Dental Hygiene, Athletic Trainer, Dietitian/Nutritionist, and Recreational Therapy programs and assist with the implementation of SHB 1099. Recruitment for two program support positions is in process.  
Jennifer Herbrand was hired as the credentialing manager.  
Mark Triplett, Staff Attorney is leaving the Department of Health as he has accepted a partnership with a private law firm.  
Chris Swanson will take over as the lead staff attorney for the dental program.
- **Memorandum of Understanding:** MOU with University of Washington regarding remediation/skills assessments: Ms. Stair reported that Ms. Sandra Phillips has indicated that the MOU would be signed by their AAG and returned to us by the end of the week.
- **Disciplinary Panel Restructure:** Taylor Stair, Disciplinary Manager, proposed to the commission that a three panel structure may be preferable to the current two panel structure. She explained her reasons for suggesting this proposal and asked the commission to consider the concept. The commission agreed to a three-month pilot using a three panel structure. At the end of the pilot, Ms. Stair will present an analysis of the project.
- **DQAC appointment status:** Dr. Abdul Alkezweeny and Dr. Mark Koday were re-appointed to 4-year terms ending June 30, 2011. The Governor's office appointed Dr. Andrew Vorono of Tacoma and Dr. Robert Achterberg of Spokane to the Commission on July 5, 2007 to 4-year terms ending June 30, 2011. Dr. John Davis has agreed to serve as a Pro-tem member.
- **2007-2009 Biennial Delegation document:** This signature authority document was authorized and signed for the new biennium.
- **2008 final DQAC meeting dates:** Dates will be distributed to all interested stakeholders and will be posted on the DQAC website. Approved dates for 2008 are February 7-9, March 20-22, May 1-3, June 12-13, July 24-26, September 11-13, October 23-25 and December 18-20, 2008.
- **Infection Control Inspection Report Form Revisions:** Taylor Stair and Joy King will share suggested edits to update this form with Don Painter, Investigator.
- **Continuing Dental Education Audits:** A new division process/procedure was shared with the DQAC. Staff has been delegated authority to review and approve routine continuing education audits. Any problematic or non-routine issues will be brought to a commission panel for consideration.

- **List of DQAC Training Topics:** An overview of the training that has been provided to the DQAC was provided and a request was made for future topics. DQAC asked for additional training in Legal Terminology and Sanctioning Guidelines. Staff will work to schedule a training session on the DQAC's role in Rulemaking for the September meeting.
- **Complaint summary report:** Current statistical information was provided to the commission.

## **5. ELECTIONS:**

Dr. Pramod Sinha was elected Chair, and Dr. Padmaraj Angolkar was elected Vice-chair. They will assume their new duties at the September 13, 2007 DQAC meeting.

## **6. RULE MAKING**

- A rulemaking status matrix was presented outlining the multiple rules projects in process. The matrix includes WSR(what is this?) filing dates.
- Dental Anesthesia Rules: WAC 246-817-700 Series and WAC's 246-817-170, 175 and 180. Staff reported that CR-101's had been filed to allow DQAC to incorporate the 170, 175 and 180 rules into the 700 series. Lisa Anderson worked with Dr. Quarnstrom to finalize a draft of the rules language to incorporate the recommendations of the Dental Anesthesia Committee into the existing rules. The draft was distributed to DAC members for review and comment by July 31, 2007. From those comments Drs. Mark Koday, Fred Quarnstrom and Bernie Nelson will review and determine any changes necessary for the final draft. Once finalized, it will be filed with the code reviser and a formal hearing will be scheduled.
- Licensure related rules: A CR-101 pre-proposal package was filed. The commission voted for staff to proceed with the CR-102 phase of this process.
- SHB1689 – PGY-1 Dental Residency Pilot: The CR-101 pre-proposal package has been filed and language drafted. Ms. Anderson will work with Sandra Adix, AAG to refine the language and the commission authorized staff to proceed with the CR-102 phase of this process.
- SHB 1099 – Dental Assistants/Expanded Function Dental Auxiliaries. The CR-101 package was filed with the Code Reviser on July 26, 2007.

## **7. AMERICAN DENTAL ASSOCIATION (ADA), AMERICAN ASSOCIATION OF DENTAL ADMINISTRATORS (AADA), AMERICAN ASSOCIATION OF DENTAL EXAMINERS (AADE), DENTAL ASSISTANT NATIONAL BOARDS (DANB), NATIONAL PRACTITIONER DATA BANK (NPDB)**

- Letter dated July 5, 2007 from the American Dental Association asking for commission approval to be allowed to obtain lists and labels on dentists. The commission approved this request and staff will notify the public disclosure unit as to the approval.

- News release, dated June 27, 2007 regarding the new ADA proposed documents on Sedation and General Anesthesia and their impact on state regulation at AADE annual meeting. Provided for information only.
- DANB NEWS – Summer 2007 – Article entitled “State of Washington signs into law registration for dental assistants”.
- NPDB-HIPDB – Data Bank News – July 2007

## **8. REGIONAL BOARD UPDATES**

- Western Regional Examination Board (WREB) – Board of Directors and Exam Review Committee meeting – Dr. Marshall Titus attended this meeting and will report in September. Ms. Linda Paul is transitioning into retirement.
- Central Regional Dental Testing Service (CRDTS): Annual Meeting will be held in Kansas City on August 23-25, 2007. Dr. Russell Timms, Dr. Bruce Kinney and Dr. Robin Reinke will represent Washington.
- Southern Regional Testing Agency (SRTA) – Nothing to report.
- Northeast Regional Examining Board (NERB) – Nothing to report.
- Council on Interstate Testing Agencies (CITA) – Nothing to report.

## **9. OTHER MEMBER REPORTS**

- ADA/CODA Accreditation Site Review Update: Dr. Mark Koday provided an update about the recent ADA site review of the Northwest Dental Residency at the Yakima Valley Farm Worker Clinic. He felt the review was very favorable and indicated that a new class of eight residents began the program on July 1, 2007.
- Dr. Jessica Saepoff provided a report on the Western Conference meeting she attended on July 12 -14, 2007. All x-rays will be digital radiographs by 2010. Diacom format of radiographs cannot be altered. 43% of dentists are not using amalgams. The next WREB candidates will be able to choose 2 composites. Minimal invasive dentistry, doesn't use an explorer, if has a cavity then operate but if no hole use other methods. Billing codes have not caught up to procedures yet.
- Bernie Nelson requested approval to attend the December 2007 Legislative Conference. The DQAC approved the request.

## **10. CORRESPONDENCE**

- Response letter dated June 15, 2007 to Jerry Brown, DDS of the NE Community Health in Colville granting approval to host two fourth-year dental residents from Baylor College of Dentistry for ten days in July/August. Liability for services will be maintained by Baylor College of Dentistry. The hosting site has three dentists who are on the adjunct faculty at Baylor and have been trained and calibrated. Baylor is an ADA accredited dental school.

## **11. CONSENT AGENDA**

- Article, Wall Street Journal, Jun 19, 2007 – “Did I Really Have a Root Canal?”
- Article, Tacoma News Tribune, July 2, 2007 – Lower-cost dental clinic for those 55 and over.
- Article, New York Times, June 17, 2007 – When is a Pain Doctor a Drug Pusher?
- Newsletter, The Dental Forum, North Carolina State Board of Dental Examiners, Spring 2007
- Newsletter, The Dental Digest, Mississippi State Board of Dental Examiners, April 2007
- Preliminary Agenda, Citizen Advocacy Center, October 29-31, 2007, Edgewater Hotel, Seattle, WA.
- Article, WSDA NEWS, July 2007 – Regulatory Update
- Newsletter, DENTAL HEALTH UPDATE, WSDA, Summer 2007

## **12. EXECUTIVE SESSION**

There was no executive session.

## **13. BUSINESS MEETING ADJOURNMENT**

The business meeting was adjourned at 9:50 p.m. Disciplinary panels begin at 8:30 a.m. on Friday, July 27, 2007.

Respectfully Submitted By:

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Jennifer Bressi, Health Services Consultant 3

Commission Approval By:

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Mark Koday, DDS Chair